Entered 05/31/20 00:26:34 Case 17-10960-VFP Doc 111 Filed 05/30/20 UNITED STATES BANKRUPPAGE CEPTIFICATE OF NOTICE Page 1 of 3 DISTRICT OF NEW JERSEY Caption in Compliance with D.N.J. LBR 9004-1(b) HILL WALLACK LLP Elizabeth K. Holdren, Esq. 21 Roszel Road, P.O. Box 5226 Order Filed on May 28, 2020 Princeton, New Jersey 08543-5226 by Clerk **U.S. Bankruptcy Court** (609) 924-0808 District of New Jersey eholdren@hillwallack.com Attorneys for Headlands Residential 2019-RPL1 Owner Trust, through BSI Financial Services, as Case No.: 17-10960 servicer May 21, 2020 Hearing Date: In Re: **VPF** Judge: Daryl S. Spruill Debtor. Chapter: 13 ☐ Followed Recommended Local Form: **ORDER VACATING STAY** The relief set forth on the following page is hereby **ORDERED**.

**DATED: May 28, 2020** 

Honorable Vincent F. Papalia United States Bankruptcy Judge Case 17-10960-VFP Doc 111 Filed 05/30/20 Entered 05/31/20 00:26:34 Desc Imaged Certificate of Notice Page 2 of 3

Hill Wallack LLP, attorneys for Headlands Residential 2019-RPL1 Upon the motion of Owner Trust through BSI Financial Services, as servicer under Bankruptcy Code section 362(d) for relief from the automatic stay as to certain property as hereinafter set forth, and for cause shown, it is

ORDERED that the automatic stay is vacated to permit the movant to institute or resume and prosecute to conclusion one or more actions in the court(s) of appropriate jurisdiction to pursue the movant's rights in the following:

■ Real property more fully described as:

Land and Premises commonly known as 1162 East Henry Street, Linden, New Jersey 07036 and also known as Block: 74, Lot: 6, as shown on the Tax Map of the City of Linden, Union County and State of New Jersey.

It is further ORDERED that the movant, its successors or assignees, may proceed with its rights and remedies under the terms of the subject mortgage and pursue its state court remedies including, but not limited to, taking the property to sheriff's sale, in addition to potentially pursuing other loss mitigation alternatives, including, but not limited to, a loan modification, short sale or deed-in-lieu foreclosure. Additionally, any purchaser of the property at sheriff's sale (or purchaser's assignee) may take any legal action for enforcement of its right to possession of the property.

☐ Personal property more fully described as:

It is further ORDERED that the movant may join the debtors and any trustee appointed in this case as defendants in its action(s) irrespective of any conversion to any other chapter of the Bankruptcy Code.

It is further ORDERED that all communications sent by Secured Creditor in connection with proceeding against the Property, including, but not limited to, notices required by state law and communications to offer and provide information with regard to a potential Forbearance Agreement, Loan Modification, Refinance Agreement, Loss Mitigation Agreement, or other Loan Workout, may be sent directly to Debtor.

The movant shall serve this order on the Debtor, any trustee and any other party who entered an appearance on the motion.

## Case 17-10960-VFP Doc 111 Filed 05/30/20 Entered 05/31/20 00:26:34 Desc Imaged Certificate of Notice Page 3 of 3

United States Bankruptcy Court District of New Jersey

In re: Daryl S Spruill Debtor Case No. 17-10960-VFP Chapter 13

## **CERTIFICATE OF NOTICE**

District/off: 0312-2 User: admin Page 1 of 1 Date Rcvd: May 28, 2020 Form ID: pdf903 Total Noticed: 1

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on May 30, 2020.

db +Daryl S Spruill, 1162 East Henry St., Linden, NJ 07036-2037

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center. NONE.  $\,$  TOTAL: 0

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE. TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: May 30, 2020 Signature: /s/Joseph Speetjens

## CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on May 28, 2020 at the address(es) listed below:

Elizabeth K. Holdren on behalf of Creditor Headlands Residential 2019-RPL1 Owner Trust through servicer BSI Financial Services eholdren@hillwallack.com,

jhanley@hillwallack.com;hwbknj@hillwallack.com

Jill Manzo on behalf of Creditor FAY SERVICING LLC, as servicer for PROF-2013-S3 LEGAL TITLE TRUST II, BY U.S. BANK NATIONAL ASSOCIATION, AS LEGAL TITLE TRUSTEE bankruptcy@feinsuch.com Kevin Gordon McDonald on behalf of Creditor PROF-2013-S3 Legal Title Trust II, by U.S. Bank National Association, as Legal Title Trustee kmcdonald@kmllawgroup.com, bkgroup@kmllawgroup.com Laura M. Egerman on behalf of Creditor FAY SERVICING LLC, as servicer for PROF-2013-S3 LEGAL TITLE TRUST II, BY U.S. BANK NATIONAL ASSOCIATION, AS LEGAL TITLE TRUSTEE bkyecf@rasflaw.com, bkyecf@rasflaw.com; legerman@rasnj.com

Laura M. Egerman on behalf of Creditor PROF-2013-S3 Legal Title Trust II, by U.S. Bank National Association, as Legal Title Trustee bkyecf@rasflaw.com,

bkyecf@rasflaw.com;legerman@rasnj.com

Marie-Ann Greenberg magecf@magtrustee.com

Scott E. Tanne on behalf of Debtor Daryl S Spruill ecf@tannelaw.com,

tanne.ecf.email@gmail.com;tannesr87179@notify.bestcase.com

Sindi Mncina on behalf of Creditor PROF-2013-S3 Legal Title Trust II, by U.S. Bank National Association, as Legal Title Trustee smncina@rascrane.com

U.S. Trustee USTPRegion03.NE.ECF@usdoj.gov

TOTAL: 9